

Whereas, General evasion and abuse of the present laws have grown in the past years; and

Whereas, Such election laws are not completely enforceable; now, therefore, be it

Resolved by the Senate of Texas, That a committee composed of five (5) members of the Senate, appointed by the presiding officer, be authorized and directed to study our present election laws, both primary and general, hold hearings thereon, subpoena witnesses when necessary, and do all things necessary to carry out the intention of this resolution and report back to the Senate within forty-five (45) days of the passage of this resolution, its recommendation for remedial legislation along with such bills as it may agree upon for introduction in the Senate to effectuate such remedies as it finds to be necessary, and such other information and recommendations as it may see fit to make.

To carry out this authorization, there is hereby appropriated Two Thousand (\$2,000.00) Dollars from the Contingent Expense Fund to defray the actual expense of this committee and to be paid only upon duly verified expense statements approved by the Chairman of the committee.

The resolution was read, and, by unanimous consent, it was considered at this time.

Senator Lovelady offered the following amendment to the resolution:

Amend the resolution by striking out the last paragraph thereof.

The amendment was adopted.

The resolution, as amended, then was adopted by the following vote:

Yeas—23

Aikin	Lemens
Beck	Lovelady
Brownlee	Martin
Bullock	Mauritz
Chadick	Metcalf
Fain	Moffett
Graves	Moore
Hazlewood	Morris
Jones	Sulak
Kelley	Vick
Lane	Weinert
Lanning	

Nays—4

Cotten	Winfield
Stone	York

Absent

Ramsey	Shivers
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Absent—Excused

Formby	Spears
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Bill and Resolution Signed

The President pro tempore signed in the presence of the Senate after their captions had been read:

S. B. No. 1.

H. C. R. No. 2.

Motion to Reconsider

Senator Mauritz moved to reconsider the vote by which House Bill No. 2 was passed by the Senate today, and asked to have the motion to reconsider spread upon the Journal.

Adjournment

On motion of Senator Winfield, the Senate, at 12:20 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

THIRD DAY

(Thursday, January 14, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called, and the following Senators were present.

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Kelley	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

A quorum was announced present.

Senator Charles R. Jones offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with, and the Journal was approved.

Senate Bills on First Reading

The following bills were introduced, read first time, and referred to the committees indicated:

By Senator Beck:

S. B. No. 25, A bill to be entitled "An Act fixing venue in habeas corpus cases, after final conviction; and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Lovelady:

S. B. No. 26, A bill to be entitled "An Act controlling and regulating the making of campaign contributions and the expenditure of moneys in connection with the candidacy of persons for nomination for election and elections in this State; defining offenses and prescribing the punishment therefor; and declaring an emergency."

To Committee on Privileges and Elections.

By Senator Moore:

S. B. No. 27, A bill to be entitled "An Act providing a more efficient fiscal system for the State of Texas; creating a Legislative Audit Committee, and the appointment of a State Auditor by such Legislative Audit Committee; repealing H. B. No. 170, Chapter 91, Acts of the First Called Session of the Forty-first Legislature and Section 18, Chapter 212, Acts, Regular Session, Fortieth Legislature; providing that the present State Auditor and Efficiency Expert and the Prison Auditor shall continue to discharge the duties of their offices under H. B. No. 170 and Section 18 above mentioned until a State Auditor is selected and qualifies under this Act; amending Article 4366, Revised Civil Statutes, 1925; providing for the transfer of appropriations and making additional appropriation; providing that one full time assistant auditor or employee be assigned to the Prison System; providing that the appointment of the State Auditor shall be by and with the consent of two-thirds (2/3) of the members of the Senate; prescribing the qualifications, duties and authority of said State Auditor and providing for his compensation; providing for the necessary assistants for said Auditor and fixing their qualifications and compensation; pro-

viding for the payment of salaries, travel, and other expense of the office of State Auditor; providing for the removal of State Auditor and his assistants, or any of them, under certain conditions; providing a method of filling any vacancy in the office of State Auditor and vacancies in the personnel of said office; prescribing penalties; and declaring an emergency."

To Committee on State Affairs.

By Senator Moore:

S. B. No. 28, A bill to be entitled "An Act to amend Article 527 of the Penal Code of Texas so that the same shall read as hereinafter stated, and provide that the editing, publishing or dissemination of any newspaper, pamphlet, magazine or any printed paper devoted mainly to the publication of scandals, whoring, lechery, assignations, intrigues between men and women and immoral conduct of persons, or the possession or keeping for sale or distribution or assisting in the sale or distribution of any such newspaper, pamphlet, magazine or printed matter, or the showing of lewd and lascivious motion pictures, or the showing or exhibition of lewd and lascivious pictures in penny arcade machines, or the distribution or sale of indecent objects or images, shall be a misdemeanor offense, the penalty for which shall be confinement in the county jail for not more than six (6) months or fined not more than One Thousand (\$1,000.00) Dollars; or by both such fine and imprisonment; and repealing all laws in conflict with this Act insofar as they conflict with this Act; and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Lanning:

S. B. No. 29, A bill to be entitled "An Act fixing the length of the terms of the District Court and the times of holding the terms of District Court in the counties composing the 72nd Judicial District of Texas, validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the terms of court in said counties and district as herein fixed, to validate the summoning of grand and petit juries under the present law so

as to render them available in said counties under this Act, providing for the holding and closing of any term of court in session at the time this Act takes effect; and declaring an emergency."

To Committee on Judicial Districts.

By Senator Vick:

S. B. No. 30, A bill to be entitled "An Act amending Article 1722, Revised Civil Statutes of Texas, 1925, so as to authorize the Supreme Court of Texas to transfer books, papers, and publications belonging to the Supreme Court Library in the State Capitol to the Library of the Law School of the University of Texas, to recall same, prescribing conditions for such transfer; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Weinert:

S. B. No. 31, A bill to be entitled "An Act providing that it shall be unlawful to kill wild turkey in Guadalupe County for a period of three (3) years from and after passage of this Act; repealing all conflicting laws; providing a suitable penalty; and declaring an emergency."

To Committee on Game and Fish.

By Senator Stone:

S. B. No. 32, A bill to be entitled "An Act requiring employers to protect the contractual and/or seniority rights of employees entering military service, or seeking, or appointed to, or elected to public office; defining 'Employer of Labor'; providing penalties for the violation of this Act; and declaring an emergency."

To Committee on Labor.

By Senator Lovelady:

S. B. No. 33, A bill to be entitled "An Act enacting a new Article of the Penal Code of Texas to be known as Article 1391a, defining the offense of burglary of a motor vehicle; prescribing the punishment therefor; and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Mauritz:

S. B. No. 34, A bill to be entitled "An Act to amend Subdivision 24 of Article 199, Title 8, of the Re-

vised Statutes of Texas, 1925, so as to change the time and terms of holding the terms of the District Court in DeWitt, Goliad, Jackson, Refugio, Calhoun, and Victoria Counties, constituting the 24th Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of court in said counties and district, as herein fixed; to validate the summoning of grand and petit juries under this Act; providing for apportionment of reporter's salary; and declaring an emergency."

To Committee on Judicial Districts.

By Senators Shivers and Moore:

S. B. No. 35, A bill to be entitled "An Act providing for the execution of an agreement to extend the Interstate Compact to Conserve Oil and Gas; prescribing the form of the agreement; prescribing procedure for withdrawal from the Compact; and declaring an emergency."

To Committee on Oil, Gas and Conservation.

By Senator Shivers:

S. B. No. 36, A bill to be entitled "An Act making an appropriation of Three Thousand Five Hundred (\$3,500.00) Dollars to the Attorney General for the purpose of printing the Attorney General's Annual and Monthly Opinion Reports; and declaring an emergency."

To Committee on Finance.

Senate Joint Resolution on First Reading

The following joint resolution was introduced, read first time, and referred to Committee on Constitutional Amendments:

By Senator Ramsey:

S. J. R. No. 2, Proposing an amendment to Section 3, Article 24 of the Constitution by providing for a Regular Session of the Legislature, providing for mileage and per diem of the members of the Legislature; fixing the time for an election therefor; prescribing the form of ballot; providing for proclamation of such election and the advertisement thereof; and making an appropriation therefor.

Temporary Committee on Judicial Districts

The President pro tempore announced the appointment of the following temporary Committee on Judicial Districts: Senator Metcalfe, Chairman; Senators Winfield, Martin, Moffett, and Mauritz.

Motion to Reconsider Withdrawn

Senator Mauritz called up the motion to reconsider the vote by which H. B. No. 2 was passed on yesterday.

Question—Shall the motion to reconsider prevail?

Senator Mauritz withdrew the motion.

Senate Bill 29

Senator Metcalfe moved that Section 5 of Article 3 of the Constitution be suspended, to permit the undelayed consideration of S. B. No. 29 in committee and by the Senate.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Kelley	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Absent—Excused

Formby Spears

Report of Committee on Senate Bill 29

Senator Metcalfe submitted the following report:

Austin, Texas,
January 14, 1943.

Hon. Vernon Lemens, President pro tempore, Senate of Texas.

Sir: We, your temporary Committee on Judicial Districts to whom was referred

S. B. No. 29, A bill to be entitled "An Act fixing the length of the terms of the District Court and the

times of holding the terms of the District Court in the counties composing the 72nd Judicial District of Texas, validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the terms of court in said counties and district as herein fixed, to validate the summoning of grand and petit juries under the present law so as to render them available in said counties under this Act, providing for the holding and closing of any term of court in session at the time this Act takes effect; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be not printed.

METCALFE, Chairman.

Senate Bill 29 on Second Reading

Senator Metcalfe moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 29 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Kelley	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Absent—Excused

Formby Spears

The President pro tempore laid the bill before the Senate, on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 29 on Third Reading

The President pro tempore then laid S. B. No. 29 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Kelley	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Absent—Excused

Formby	Spears
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Advance Printing of Senate Bill 27

On motion of Senator Moore, and by unanimous consent, it was ordered that S. B. No. 27 be printed in advance of its consideration in committee.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
January 14, 1943.

Hon. Vernon Lemens, President pro tempore of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

H. C. R. No. 8, by Mr. Celaya, Granting permission to each House to adjourn from Thursday, January 14, 1943, to Monday, January 18, 1943.

The House has concurred in the Senate amendment to H. C. R. No. 6.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

Resolutions Signed

The President pro tempore signed in the presence of the Senate the following resolutions:

S. C. R. No. 1.
H. C. R. No. 5.
H. C. R. No. 6.

At Ease

At 10:30 o'clock a. m., the President pro tempore announced that the Senate would stand at ease for ten minutes.

The President pro tempore called the Senate to order at 10:40 o'clock a. m.

Message from the Governor

Mrs. Margaret McDuffie, Assistant Secretary to the Governor, having been announced by the Doorkeeper, presented the following message from the Governor:

Austin, Texas,
January 13, 1943.

To the Senate of the Forty-eighth Legislature:

I ask the advice, consent and confirmation of the Senate in respect to the following appointments:

To be Commissioner to the National Conference of Commissioners on Uniform State Laws, term to expire July 7, 1945:

Harry P. Lawther of Dallas, Dallas County.

To be a member of the Board of Directors of Texas College of Arts and Industries, term to expire August 31, 1947:

Sam Fore, Jr., of Floresville, Wilson County.

To be Public Weigher in and for Cooke County for a two-year term expiring October 15, 1943:

Frank Cummins of Gainesville, Cooke County.

To be Public Weigher in and for Lubbock County for a two-year term expiring September 29, 1943:

M. C. Ford of Lubbock, Lubbock County.

To be Public Weigher in and for Lubbock County for a two-year term expiring October 4, 1943:

Brian Hester of Lubbock, Lubbock County.

To be a member of the Library and Historical Commission, term to expire September 28, 1947:

L. W. Kemp of Houston, Harris County.

To be members of the State Board of Registration for Professional Engineers, terms to expire September 24, 1947:

J. B. Thomas of Fort Worth, Tarrant County;

E. W. Pittman of Beaumont, Jefferson County.

To be a member of the Board of Architectural Examiners, term to expire July 26, 1947:

W. T. Strange, Jr., of Lubbock, Lubbock County.

To be members of the Texas Civil Judicial Council, terms to expire July 1, 1947:

George Waverley Briggs of Dallas, Dallas County;

Alonzo Wasson of Dallas, Dallas County;

Ira P. Hildebrand of Austin, Travis County.

To be members of the State Board of Barber Examiners for two-year terms expiring October 14, 1943:

W. J. Stephens of Sherman, Grayson County;

J. B. Burris of Seguin, Guadalupe County.

To be Public Weigher in and for Cameron County for a two-year term expiring October 14, 1943:

C. E. Fleming of San Benito, Cameron County.

To be Branch Pilots for the Houston Ship Channel and Galveston Bay for the Port of Houston for two-year terms expiring October 23, 1943:

Captain J. F. Cook of Houston, Harris County;

Captain Holt P. Daniels of Houston, Harris County;

Captain Chas. S. Borup of Houston, Harris County;

Captain Edward B. Mercer of Houston, Harris County.

To be District Judge of the 27th Judicial District to fill the unexpired term of Judge Few Brewster, resigned:

Wesley Dice of Belton, Bell County.

To be Treasurer of the State of Texas to fill the unexpired term of Honorable Charley Lockhart, resigned:

Jesse James of Cameron, Milam County.

To be a member of the Board of Directors of Texas Technological College to fill the unexpired term of J. M. West, deceased, term expiring February 19, 1947:

Karl Hoblitzelle of Dallas, Dallas County.

To be a member of the Board of Trustees, Teacher Retirement Board, for a six-year term expiring August 31, 1947:

George B. Wilcox of College Station, Brazos County.

To be a member of the James Stephen Hogg Memorial Shrine Commission to fill the unexpired term of Mike Hogg, deceased, term to expire May 27, 1946:

Sidney Latham of Longview, Gregg County.

To be members of the Board of Directors of the Pease River Flood Control District for six-year terms to expire October 21, 1947:

M. S. Henry of Crowell, Foard County;

R. H. Nichols of Vernon, Wilbarger County;

E. R. Brown of Electra, Wichita County.

To be a member of the Texas Unemployment Compensation Commission to fill the unexpired term of Patrick D. Moreland, resigned, term to expire November 21, 1944:

Robert M. McKinley of Austin, Travis County.

To be members of the State Board of Chiropody Examiners for six-year terms expiring August 11, 1947:

Dr. Riley C. Armstrong of Houston, Harris County;

Dr. Roy C. Bates of San Antonio, Bexar County.

To be a member of the Liquor Control Board for a six-year term expiring November 15, 1947:

Morris Roberts of Victoria, Victoria County.

To be members of the Board of Directors of the Brazos River Conservation and Reclamation District for six-year terms expiring February 1, 1947:

Milton E. Daniel of Breckenridge, Stephens County;

R. A. Whatley of Mineral Wells, Palo Pinto County;

W. W. Siddons of Hillsboro, Hill County;

Franklin Fisher of Brenham, Washington County;

J. Earl Porter of Caldwell, Burleson County.

To be Branch Pilot for the Houston Ship Channel and Galveston Bay for the Port of Houston for a two-year term expiring November 14, 1943:

Mason Wiggins of Houston, Harris County.

To be State Auditor and Efficiency Expert, term expiring September 13, 1943:

C. H. Cavness of San Antonio, Bexar County.

To be a member of the Board of Directors of the College of Arts and Industries to fill the unexpired term of Morris Roberts, resigned, term expiring August 31, 1947:

W. M. Griffith of Sinton, San Patricio County.

To be Branch Pilot for Port Aransas Bar, Corpus Christi Bay and tributaries for a two-year term expiring November 12, 1943:

Captain Simon C. Mathews of Nueces County.

To be Commissioner of Deeds for the State of Texas in the State of New York, term to expire December 2, 1943:

John J. Dwyer of New York City, New York.

To be Public Weigher in and for Harris County for a two-year term expiring December 3, 1943:

Luke W. Michaelis of Houston, Harris County.

To be a member of the Board of Directors of the Nueces River Conservation and Reclamation District, term to expire February 1, 1947:

Elmer Dittmar of San Antonio, Bexar County.

To be members of the Board of Optometry for six-year terms expiring August 11, 1947:

Dr. J. Howard Clark of Houston, Harris County;

Dr. Lloyd L. Butler of Dallas, Dallas County.

To be Branch Pilots for the Houston Ship Channel and Galveston Bay for the Port of Houston for two-year terms expiring December 9, 1943:

Captain Charles H. Fuller of Harris County;

Captain Coney Townsend McMains of Harris County.

To be a member of the Commission of Public Safety for a six-year term expiring December 31, 1947:

George W. Cottingham of Houston, Harris County.

To be a member of the Commission of Public Safety to fill the unexpired term of W. H. Richardson, Jr., resigned, term to expire December 31, 1943:

J. Price Maddox of Sweetwater, Nolan County.

To be Public Weigher in and for Harris County for a two-year term expiring December 23, 1943:

J. J. Hooks of Houston, Harris County.

To be a member of the State Board of Control for a six-year term expiring December 31, 1947:

Weaver H. Baker of Junction, Kimble County.

To be District Attorney of the 112th Judicial District to fill the unexpired term of Weaver Baker, resigned:

Callan Graham of Junction, Kimble County.

To be a member of the Board of Directors of the Upper Guadalupe River Authority to fill the unexpired term of Dent Taylor, resigned, term to expire January 1, 1945:

Fred Junkin of Kerrville, Kerr County.

To be Branch Pilot for the Houston Ship Channel and Galveston Bay for the Port of Houston for a two-year term expiring January 5, 1944:

Captain John Rose Rowland of Houston, Harris County.

To be a member of the Board of Directors of the Brazos River Conservation and Reclamation District to fill the unexpired term of A. A. Morrison, deceased, term expiring February 1, 1943:

Graham P. Stewart of Graham, Young County.

To be a member of the Board of Directors, Central Colorado River Authority, to fill the unexpired term of H. S. Willey, deceased, term expiring January 1, 1945:

Frank Hudson of Novice, Coleman County.

To be Special Commissioner of the Court of Civil Appeals, Eighth Supreme Judicial District, to act for Associate Justice A. M. Walthall, dis-

qualified, to serve until the expiration of Judge Walthall's term of office:

Joseph McGill of El Paso, El Paso County.

To be District Attorney of the 75th Judicial District to fill the unexpired term of R. M. Briggs, resigned:

Thomas J. Hightower of Liberty, Liberty County.

To be Public Weigher in and for Harris County for a two-year term expiring February 13, 1944:

C. F. Purdy of Houston, Harris County.

To be Branch Pilot for Sabine Bar, Pass and tributaries for a two-year term expiring February 16, 1944:

Captain Bert Jackson of Port Arthur, Jefferson County.

To be Branch Pilot for the Houston Ship Channel and Galveston Bay for the Port of Houston for a two-year term expiring February 16, 1944:

Captain Nick J. Morina of Houston, Harris County.

To be Public Weigher in and for Bexar County for a two-year term expiring March 14, 1944:

Fred S. Harkreader of San Antonio, Bexar County.

To be a member of the Texas Unemployment Compensation Commission to fill the unexpired term of Honorable C. R. Miller, deceased, term to expire November 21, 1942:

Harry Bengé Crozier of Dallas, Dallas County.

To be a member of the State Board of Registration for Professional Engineers to fill the unexpired term of Fred Rightor, deceased, term expiring September 24, 1943:

Datus E. Proper of San Antonio, Bexar County.

To be District Attorney of the 20th Judicial District to fill the unexpired term of Honorable W. A. Morrison, resigned:

Ed Gunn of Rockdale, Milam County.

To be members of the Governor's Committee on Interstate Cooperation:

Phillip Tocker of Fort Worth, Tarrant County;

Ed Riedel of San Angelo, Tom Green County;

Miss Doris Connerly of Austin, Travis County.

To be a member of the Board of Regents of the University of Texas to fill the unexpired term of Honorable Leslie Waggener, resigned, term to expire January 10, 1943:

John H. Bickett, Jr., of Dallas, Dallas County.

To be Branch Pilots of the Sabine Bar, Pass and tributaries for two-year terms expiring March 20, 1944:

Don Allien of Jefferson County;
Jerry B. Johnson of Jefferson County;

John Kaper of Jefferson County;
Edgar Woodhouse, Jefferson County,

To be a member of the Board of Directors, Texas College of Arts and Industries to fill the unexpired term of Colonel H. Miller Ainsworth, resigned, term expiring August 31, 1945:

Holman Cartwright of Dinero, Live Oak County.

To be Branch Pilot for Port Aransas Bar, Corpus Christi Bay and tributaries for a two-year term expiring April 2, 1944:

Captain Clyde W. Armstrong of Nueces County.

To be Public Weigher in and for Lubbock County for a two-year term expiring April 10, 1944:

L. A. Howard of Lubbock, Lubbock County.

To be Branch Pilots for Sabine Bar, Pass and tributaries, for two-year terms expiring April 20, 1944:

Captain Carlyle J. Plummer, Jefferson County;

Captain A. N. Dillon, Jefferson County.

To be Branch Pilots for the Houston Ship Channel and Galveston Bay for the Port of Houston for a two-year term expiring April 22, 1944:

Captain M. F. Russell, Harris County.

To be a member of the Board of Directors of the Brazos River Conservation and Reclamation District to fill the unexpired term of Dr. A. C. Scott, resigned, term to expire February 1, 1943:

Walter R. Humphrey of Temple, Bell County.

To be Chairman of the Governor's Committee on Interstate Cooperation:

Gerald C. Mann of Dallas, Dallas County.

To be a member of the State Board of Embalming for a six-year term expiring May 31, 1948:

R. L. Burgess of Bowie, Montague County.

To be a member of the State Board of Barber Examiners to fill the unexpired term of W. J. Stephens, deceased, term expiring October 14, 1943:

Jack Warden of McKinney, Collin County.

To be District Attorney of the 35th Judicial District to fill the unexpired term of Honorable Howell E. Cobb, resigned:

Mark Callaway of Brownwood, Brown County.

To be Public Weigher in and for Harris County for a two-year term expiring May 23, 1944:

John Rider of Houston, Harris County.

To be a member of the State Board of Pharmacy to fill the unexpired term of S. W. Patrick, resigned, term to expire June 14, 1947:

Leon L. Kahanek of Hallettsville, Lavaca County.

To be Public Weigher in and for Harris County for a two-year term expiring June 8, 1944:

George Prowse of Houston, Harris County.

To be Public Weigher in and for Galveston County for a two-year term expiring June 9, 1944:

Rene Muller, Jr., of Galveston, Galveston County.

To be District Attorney of the 31st Judicial District to fill the unexpired term of Honorable Bud Martin, resigned:

Thurman Adkins of Shamrock, Wheeler County.

To be Public Weigher in and for Harris County for a two-year term expiring June 22, 1944:

Fisher G. Dorsey of Houston, Harris County.

To be a member of the Board of Regents of the University of Texas to fill the unexpired term of Honorable Fred Branson, deceased, term to expire January 10, 1947:

W. Scott Schreiner of Kerrville, Kerr County.

To be a member of the Board of Regents of the University of Texas to fill the unexpired term of Honorable E. J. Blackert, resigned, term expiring January 10, 1943:

D. F. Strickland of Mission, Hidalgo County.

To be Public Weigher in and for Harris County for a two-year term expiring June 17, 1944:

Raymond E. Prowse of Houston, Harris County.

To be Branch Pilot for Port Aransas Bar, Corpus Christi Bay and tributaries for a two-year term expiring June 29, 1944:

Captain Andrew Ben Anderson of Nueces County.

To be Public Weigher in and for Harris County for a two-year term expiring July 2, 1944:

W. M. Burton of Houston, Harris County.

To be Public Weigher in and for Galveston County for a two-year term expiring July 2, 1944:

Edward T. McBride of Galveston, Galveston County.

To be District Attorney of the 53rd Judicial District to fill the unexpired term of Honorable Homer Thornberry, resigned:

Benton Coopwood of Austin, Travis County.

To be Public Weigher in and for Harris County for a two-year term expiring August 4, 1944:

Raymond C. Buchanan of Houston, Harris County.

To be Lieutenant Colonel, Field Artillery, on the Governor's Staff:

Major Wesley Peacock, Jr., of San Antonio, Bexar County.

To be Major, Cavalry, on the Governor's Staff:

Captain Donald W. Peacock of San Antonio, Bexar County.

To be Captain, Infantry, on the Governor's Staff:

Chester A. Farris of Arlington, Tarrant County.

To be Public Weighers in and for Brown County for two-year terms expiring August 10, 1944:

John Hall of Brownwood, Brown County;

Roy Witt of Brownwood, Brown County.

To be District Attorney of the 49th Judicial District to fill the unexpired term of Honorable Philip A. Kazen, resigned:

E. James Kazen of Laredo, Webb County.

To be a member of the Railroad Commission of Texas to fill the unexpired term of Honorable G. A. (Jerry) Sadler, resigned:

Beauford Jester of Corsicana, Navarro County.

To be District Judge of the 113th Judicial District to fill the unexpired term of Honorable Allen B. Hannay, resigned:

W. W. Moore of Houston, Harris County.

To be Branch Pilot for Port Aransas Bar, Corpus Christi Bay and tributaries for a two-year term expiring August 11, 1944:

Captain Max J. Luther, Jr., of Corpus Christi, Nueces County.

To be Branch Pilots for the Houston Ship Channel and Galveston Bay for the Port of Houston for two-year terms expiring September 5, 1944:

Captain Charles O'Brien of Harris County;

Captain Leo Skinner of Harris County;

Captain A. Lancaster of Harris County.

To be District Attorney of the 27th Judicial District to fill the unexpired term of Honorable James K. Evetts, resigned:

M. M. White of Belton, Bell County.

To be Compact Commissioner for the State of Texas to confer and negotiate with Representative or Representatives of the State of New Mexico and of the United States toward an agreement between Texas and New Mexico concerning the Pecos River:

A. H. Dunlap of Barstow, Ward County.

To be Public Weigher in and for Harris County for a two-year term expiring October 3, 1944:

Jack Earle Florance of Houston, Harris County.

To be Branch Pilot for Port Aransas Bar, Corpus Christi Bay and tributaries for a two-year term expiring September 5, 1944:

Captain Gilbert S. Spinney of Nueces County.

To be District Attorney of the 66th Judicial District to fill the unexpired term of Honorable A. J. Bryan, resigned:

Wm. B. Martin of Hillsboro, Hill County.

To be a member of the State Board of Barber Examiners for a two-year term expiring October 14, 1944:

J. H. Francis of Longview, Gregg County.

To be a member of the Industrial Accident Board, term to expire September 1, 1947:

H. G. Hamrick of Amarillo, Potter County.

To be District Judge of the 7th Judicial District to fill the unexpired term of Honorable Bascom Gist, resigned:

Otis T. Dunagan of Gilmer, Upshur County.

To be a member of the Board of Directors of the Lower Colorado River Authority, term expiring January 1, 1947:

B. O. Elzner of Bastrop, Bastrop County.

To be Chairman of the Governor's Committee on Interstate Cooperation to succeed Honorable Gerald C. Mann, resigned:

Wm. J. Lawson of Huntsville, Walker County.

To be a member of the State Board of Health to fill the unexpired term of H. W. Van Hovenberg, resigned, term to expire June 12, 1943:

J. P. Burden of San Angelo, Tom Green County.

To be a member of the Texas Unemployment Compensation Commission for a six-year term expiring November 21, 1948:

Harry Bengé Crozier of Dallas, Dallas County.

To be District Judge of the 26th Judicial District to fill the unexpired term of Honorable Harry A. Dolan, deceased:

D. W. Wilcox of Georgetown, Williamson County.

To be Branch Pilot for Sabine Bar, Pass and tributaries for a two-year term expiring December 22, 1944:

Captain A. L. Urie of Jefferson County.

To be District Attorney of the 53rd Judicial District for the term to which

Honorable Homer Thornberry was elected and declared his intentions not to qualify, term beginning January 1, 1943:

Benton Coopwood of Austin, Travis County.

To be Presiding Judge of the Seventh Administrative Judicial District, term beginning January 1, 1943:

O. L. Parish of Ballinger, Runnels County.

To be member (ex officio) of the Texas Civil Judicial Council, term beginning January 1, 1943:

Lorenz Broeter of Alice, Jim Wells County.

To be a member of the Board of Directors, Pease River Flood Control District to fill the unexpired term of Harry Koch, deceased, term expiring October 21, 1945:

E. L. Grimes of Quanah, Hardeman County.

To be members of the Board of Regents, the University of Texas, for six-year terms expiring January 10, 1949:

D. F. Strickland of Mission, Hidalgo County;

H. H. Weinert of Seguin, Guadalupe County;

John H. Bickett, Jr., of Dallas, Dallas County.

To be Branch Pilots for Sabine Bar, Pass and tributaries for two-year terms expiring November 27, 1944:

Captain William F. Fredeman of Jefferson County;

Captain Victor E. Sanford of Jefferson County;

Captain C. S. West of Jefferson County.

To be Presiding Judge of the Fourth Administrative Judicial District for the term beginning January 1, 1943:

W. W. McCrory of San Antonio, Bexar County.

To be Presiding Judge of the First Administrative Judicial District for the term beginning January 1, 1943:

Claude McCallum of Dallas, Dallas County.

To be Presiding Judge of the Ninth Administrative Judicial District for the term beginning January 1, 1943:

W. R. Ewing of Pampa, Gray County.

Respectfully submitted,
COKE R. STEVENSON,
Governor of Texas.

The message was read and was referred to the Committee on Nominations of the Governor.

Appointment of Special Committee

(Pursuant to S. R. 6)

In accordance with the provisions of S. R. No. 6, adopted on yesterday, the President pro tempore announced the appointment of the following committee:

Senators Chadick, Lovelady, Shivers, Lanning, and Vick.

House Concurrent Resolution 8

The President pro tempore laid before the Senate:

H. C. R. No. 8, Authorizing the House and Senate to adjourn from Thursday, January 14, 1943, to Monday, January 18, 1943.

The resolution was read, and, by unanimous consent, it was considered immediately and was adopted.

Adjournment at Conclusion of Joint Session

Senator Brownlee moved that at the conclusion of the joint session to count the votes for Governor and Lieutenant Governor, to be held in the Hall of the House of Representatives today, the Senate stand adjourned until 10 o'clock a. m. Monday, January 18, 1943.

The motion prevailed.

Joint Session

(To Count Votes for Governor and Lieutenant Governor)

The President pro tempore announced that the hour fixed by concurrent action of the two Houses for a joint session to count the votes for Governor and Lieutenant Governor had arrived.

Accordingly, the President pro tempore of the Senate and Senators present repaired to the hall of the House of Representatives at 11:00 o'clock a. m.

The Senators were announced at the hall of the House and were admitted and escorted to seats already prepared for them along the aisle.

The President pro tempore of the Senate, by invitation of the Speaker, occupied a seat on the Speaker's stand.

The President called the Senate to order and directed the Secretary to call the roll of the Senate.

The roll was called, and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Kelley	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

A quorum of the Senate was announced present.

Hon. Price Daniel, Speaker of the House, called the House to order and requested the members of the House to register.

A quorum of the House was announced present.

Speaker Daniel then requested the tellers appointed pursuant to S. C. R. No. 1 and H. C. R. No. 6 to come forward and receive the returns of votes cast for Governor and Lieutenant Governor at the General Election held on November 3, 1942, which returns had been duly delivered by the Secretary of State to the Speaker of the House of Representatives.

Senators Brownlee, Martin, Chadick, Beck, and Jones, on the part of the Senate, and Messrs. Gilmer, Isaacks, Hoyo, Sadler, and Carrington, on the part of the House, then received the returns and proceeded to count the votes cast for Governor and Lieutenant Governor at the last General Election.

When the count was completed Senator Houghton Brownlee, for the Senate tellers, and Mr. Gilmer, for the House tellers, presented the following report which was read to the joint session:

Hall of the House of Representatives,
Austin, Texas,
January 14, 1943.

Hon. Vernon Lemens, President pro tempore of the Senate.

Hon. Price Daniel, Speaker of the House of Representatives.

Sirs: We, the joint committee and the tellers appointed by the Senate

and House of Representatives to canvass the votes cast at the last General Election held in the State of Texas on November 3, 1942, for Governor and Lieutenant Governor of the State of Texas as shown by returns delivered to us by the Secretary of State, beg leave to report that we have performed that duty and the result of our canvass is as follows:

There were cast for Governor:

For Coke R. Stevenson, 280,735 votes.
For C. K. McDowell, 9,204 votes.

There were cast for Lieutenant Governor:

For John Lee Smith, 278,396 votes.
For B. J. Peasley, 9,422 votes.

Scattering votes were not counted in either race, they being negligible and could not possibly affect the results.

There were 254 counties reporting.

All of which is respectfully submitted.

BROWNLEE, Chairman,
JONES,
MARTIN,
BECK,
CHADICK,

On the part of the Senate,
GILMER, Chairman,
ISAACKS,
HOYO,
SADLER,
CARRINGTON,

On the part of the House.

Whereupon, the Speaker of the House made the following announcement:

"Hon. Coke R. Stevenson having received the highest number of votes cast, I, by virtue of the authority vested in me by the constitution and laws of the State of Texas, declare him duly, legally and constitutionally elected Governor of the State of Texas for the ensuing term of two years; and Hon. John Lee Smith having received the highest number of votes cast, I, by virtue of the authority vested in me by the constitution and laws of the State of Texas, declare him duly, legally and constitutionally elected Lieutenant Governor of the State of Texas for the ensuing term of two years."

Adjournment

The President pro tempore then announced the business of the joint session concluded and (at 12.35 o'clock

p. m.) declared the Senate adjourned until 10 o'clock a. m. Monday, January 18, 1943, in accordance with a motion previously agreed to by the Senate.

FOURTH DAY

(Monday, January 18, 1943)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called, and the following Senators were present:

Aikin	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lemens	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, January 14, 1943, was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Beck was granted leave of absence for today on account of important business, on motion of Senator Ramsey.

Senator Cotten and Senator Kelley were granted leave of absence for today on account of important business, on motion of Senator Stone.

Senator Hazlewood was granted leave of absence for today on account of important business, on motion of Senator Moffett.

Senate Resolution 7

Senator Metcalfe offered the following resolution:

Whereas, Hon. E. M. Davis of Brownwood, who served as a Member of the Senate with much distinction

in the Forty-fourth and Forty-fifth Legislatures is now at the bar of the Senate; now, therefore be it

Resolved by the Senate of Texas, That Senator Davis be invited to address the Senate and extended the privileges of the floor for the day.

The resolution was read, and, by unanimous consent, it was considered immediately and was adopted.

Senate Bills on First Reading

The following bills were introduced, read first time, and referred to the committees indicated:

By Senators Aikin and Jones:

S. B. No. 37, A bill to be entitled "An Act providing for the equalization of educational opportunities in Texas; providing for eligibility requirements for schools applying for aid; providing for an application form and date of filing; prescribing limitations to instructional aid on resident pupils taught in the district; providing for transportation of children who live more than 2½ miles from the school attended; providing tuition aid on resident pupils whose grades are not taught in the home district and attending another school; prescribing the duties of the State Department of Education in the administration of the Act; providing for the transfer of an entire district by contract; providing for disbursements to the schools and the report on how funds were expended after being received by the schools; providing the penalty for failure to use according to law the funds granted; providing appropriations and allocations for the biennium ending August 31, 1945; providing for the repeal of all laws in conflict with the Act; and declaring an emergency."

To Committee on Finance.

By Senators Winfield and Mauritz:

S. B. No. 38, A bill to be entitled "An Act to accomplish the constitutional directive expressed in Article XVI, Section 16, by authorizing the incorporation of corporate bodies with banking and discounting privileges, and providing for a system of state supervision, regulation and control of banks and other financial institutions placed under the supervision of the Banking Department, to the end that all depositors and creditors of such bodies shall be adequately protected